

Item # _____

Prepared by: Gloria Kelly
Real Estate Services

Commissioner _____

Approved by: _____
County Attorney

A RESOLUTION TO GRANT A PERMANENT SANITARY SEWER EASEMENT, 10,094.36 SQUARE FEET, (0.2317 ACRES) TOGETHER WITH A TEMPORARY CONSTRUCTION EASEMENT, 3,243.14 SQUARE FEET, ACROSS COUNTY OWNED REAL PROPERTY LOCATED AT 8340 ELLIS ROAD, KNOWN AS THE SHELBY COUNTY CEMETERY, TO THE CITY OF BARTLETT, FOR NOMINAL CONSIDERATION, FOR ITS INSTALLATION OF PERMANENT SANITARY SEWER IMPROVEMENTS. SPONSORED BY COMMISSIONER WYATT BUNKER

WHEREAS, The City of Bartlett is proposing to install permanent sanitary sewer improvements to better serve properties along Ellis Road; and

WHEREAS, Shelby County owns a certain real property located at 8340 Ellis Road, known as the Shelby County Cemetery in the City of Bartlett, and further identified as Tax Parcel No. B0158 00062; and

WHEREAS, It is necessary in conjunction with the installation of said permanent sanitary sewer improvements to grant the City of Bartlett a Permanent Sanitary Sewer Easement (10,094.36 square feet together with a Temporary Construction Easement, 3,243.14 square feet, more or less, in size, across a certain portion of said real property owned by Shelby County, for nominal consideration, which easements being more particularly described in the attached Permanent Sanitary Sewer Easement Document, which is hereby incorporated by reference.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF SHELBY COUNTY, TENNESSEE, That the aforementioned Permanent Sanitary Sewer Easement together with the Temporary Construction Easement be and the same are hereby granted to the City of Bartlett, for nominal consideration, for its installation of permanent sanitary sewer improvements; and that the Mayor be and he is authorized to execute the attached Permanent Sanitary Sewer Easement Document granting the same.

BE IT FURTHER RESOLVED, That should the installation of said permanent sanitary sewer improvements not begin within three (3) years, or should said Permanent Sanitary Sewer Easement be subsequently abandoned by the City of Bartlett for the use permitted, then and in either of these events, said Easement shall automatically become void and the rights granted revert back to Shelby County or its lawful successor.

BE IT FURTHER RESOLVED, That the granting of said Easements do not permit removal or filling within the said Easements area without prior approval of the County Engineer.

A C Wharton, Jr. County Mayor

Date: _____

ATTEST:

Clerk of County Commission

ADOPTED _____

SUMMARY SHEET

I. Description of Item

Shelby County owns Real Property, known as the Shelby County Cemetery, is located at 8340 Ellis Road within the City of Bartlett, and is further identified as Tax Parcel Number B0158 00062. It is 30 acres in size and was acquired by the County in 1964. Since 1964, the County has utilized this property as an active County cemetery. The granting of a Permanent Sanitary Sewer Easement together with a Temporary Construction Easement across County owned real property located at 8340 Ellis Road, to the City of Bartlett, for nominal consideration, for its installation of permanent sanitary sewer improvements will serve five (5) property owners. The permanent sanitary sewer easement is not located near any graves and is running adjacent to the Ellis Road right-of-way. The City of Bartlett has requested Shelby County to grant it this Permanent Sanitary Sewer Easement together with a Temporary Construction Easement, for nominal consideration, for its installation of the needed permanent sanitary sewer improvements. The Memphis and Shelby County Health Department manages the cemetery; therefore support and recommend the approval of granting the Permanent Sanitary Sewer Easement together with a Temporary Construction Easement to the City of Bartlett. Based upon the above, the Administration recommends that this grant of easement be approved.

II. Source and Amount of Funding

No county funds required

III. Contract Items

Permanent Sanitary Sewer Easement

IV. Additional Information Relevant to Approval of this Item



